

PATENT
DOCKET 6339

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Janie McKittrick

Serial No.: 09/073,643

Filed: May 6, 1998

Group Art Unit: 3671

Title: GARDEN TOOL HAVING
ENHANCED LEVERAGE

Examiner: H. Shackelford

**Resubmission of Petition for Revival of an Application for Patent
Abandoned Unintentionally Under 37 CFR §1.137(b)**

Hand-Carried

Assistant Commissioner for Patents
Box DAC (Petitions)
Washington D.C. 20231

RECEIVED

MAR 13 2001

OFFICE OF PETITIONS

Dear Sir:

On September 8, 2000, the undersigned arranged to have a petition to revive the above-identified patent application hand-delivered to the U.S. Patent Office, along with a request for a continuing prosecution application, a preliminary amendment, and a check in the amount of \$950. Copies of the originally submitted documents, along with a copy of the delivery receipt date-stamped on September 8, 2000 by Group 3600, are enclosed herewith.

On March 6, 2001, Louisa Pineault, a legal assistant working with the undersigned, checked the status of the subject application on the USPTO's PAIR database and found that there was no indication that the September 8, 2000 Petition to Revive had been received. Ms. Pineault spoke with

03/16/2001 LGIBBS 00000010 09073643

01 FC:231
02 FC:197

355.00 OP
595.00 OP


the Group 3600 Receptionist that same day, and was told that the mail log for September 8, 2000 did not indicate that anything had been received for this application. Ms. Pineault also traced the \$950 check which was filed with the Petition and found that the check had not been cashed. Voice mail messages to the Petitions Branch on March 6, 2001 and March 13, 2001 have not been answered.

Applicant is therefore re-submitting the Petition to Revive, the Request for a Continuing Prosecution Application, and a new check in the amount of \$950.00 (to cover the fees in effect when the original petition was submitted), and respectfully requests that the Petition be considered as quickly as possible.

It is believed that no additional fees are due in connection with this communication. However, the Office is hereby authorized to charge any deficiency, or credit any overpayment to Deposit Account 04-1420.

Respectfully submitted,

Date: March 13, 2001

By 
Devan V. Padmanabhan
Registration No. 38,262
Dorsey & Whitney LLP
Pillsbury Center South
220 South Sixth Street
Minneapolis, Minnesota 55402-1498
Telephone: 612-343-7990

Attorney for Applicant

DORSEY & WHITNEY LLP
220 SOUTH SIXTH STREET
MINNEAPOLIS, MINNESOTA 55402

Devan V. Padmanabhan
Reg. No. 38,262
Serial No. 09/073,643

CHECK NO. **843791**
93-455/929

CHECK AMOUNT

\$***950.00**

TWO SIGNATURES REQUIRED ON CHECK
OVER \$200,000.00

Devan V. Padmanabhan

VOID AFTER SIX MONTHS

CHECK DATE

09/07/00

usbank

Havre, MT 59401

PAY NINE HUNDRED FIFTY AND 00/100 Dollars

TO THE ORDER OF
Commissioner of Patents and
Trademarks

⑈843791⑈ ⑈092904554⑈150080378931⑈

THE FACE OF THIS DOCUMENT CONTAINS A COLORED BACKGROUND. THE REVERSE SIDE CONTAINS A WATERMARK. HOLD AT AN ANGLE TO VIEW. ABSENCE OF THESE FEATURES INDICATES A COPY.

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FEB 27 2001

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SEP 8 2000

August 23, 2000

Filing Date of This Submission

GROUP 3600

Dorsey & Whitney Filing Number

Atty. Docket No.: 6339 (D. Padmanabhan)

Re: GARDEN TOOL HAVING ENHANCED LEVERAGE

Application No.: 09/073,643

Filing Date: May 6, 1998

International Application No.: _____

International Filing Date: _____

The following items/fees were received from Dorsey & Whitney, Washington, D.C., by the U.S. Patent & Trademark Office:

ITEMS

- ___ New U.S. Patent Application (___ pages of spec/claims)
- ___ New U.S. Design Patent Application
- ___ Transmittal Letter
- ___ Substitute Specification - Mark-Up Copy
- ___ Substitute Specification - Clean Copy
- X Preliminary Amendment
- X Request for Continued Prosecution
- ___ Rule 60 Continuation/Division Application (in duplicate) (attach copy of specification, claims, drawings & declaration)
- ___ First Submission After Final Under 37 CFR 1.129(A)
- ___ Assignment w/Cover Sheet
- ___ IDS w/PTO-1449 (___ references)
- ___ Response
- ___ Proposed Drawing Amendment For Approval by Examiner
- ___ Appeal Brief (in triplicate)
- ___ Reply Brief (in triplicate)
- ___ Request for Oral Hearing
- ___ Confirmation of Hearing Petition
- ___ Certificate of Correction
- ___ Maintenance Fee Transmittal

\$950.00

Check Nos.
843791

U.S. PTO FEES ENCLOSED

- Continued prosecution Fee
- Surcharge Fee
- Petition Fee
- Brief on Appeal Fee
- Oral Hearing Request Fee
- Maintenance Fee
- Notice of Opposition Fee

OTHER FEES

Total Fee \$950.00

OTHER ITEMS

PLEASE RETURN DATE-STAMPED BLUE
SHEET TO TRACY FIGUEROA
(202)824-8853

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#16

Form PTO-1082
ASSISTANT COMMISSIONER FOR PATENTS
Box CPA
Washington D.C. 20231

Case Docket No. 6339

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SEP 8 2000

GROUP 3600

Request for a Continued Prosecution Application Under 37 CFR §1.53(d)

Dear Sir:

Transmitted herewith for filing under 37 CFR §1.53(d) is the patent application of:

Inventor: Jane McKittrick

For: Garden Tool Having Enhanced Leverage

This application is a Continued Prosecution Application ("CPA") of U.S. patent application serial no. 09/073,643, filed May 6, 1998

Enclosed are:

- ☒ Petition for Revival of an Unintentionally Abandoned Application under 37 CFR 1.137(b)
- ☒ Preliminary Amendment

The filing fee has been calculated as shown, after entry of the accompanying Preliminary Amendment:

				<input checked="" type="checkbox"/> Small Entity	<input type="checkbox"/> Other than Small Entity
Basic Filing Fee				\$345.00	\$690.00
Additional Fees:				(rate)	(rate)
Total Claims	13	No. Extra	0	\$9.00	\$11.00
Independent Claims	2	No. Extra	0	\$39.00	\$78.00
Multiple dependent claim presented.				\$130.00	\$260.00
TOTAL				\$345.00	

- ☐ Please Charge my Deposit Account No. 04-1420 in the amount of _____. A duplicate copy of this sheet is
- ☒ A check in the amount of \$950.00 is enclosed, \$345.00 of which is to cover the filing fee.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to deposit Account No. 04-1420. A duplicate copy of this sheet is enclosed.
 - ☒ Any additional filing fees required under 37 CFR 1.16.
 - ☐ Any patent application processing fees under 37 CFR 1.17.

Date: September 7, 2000



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